

AMENDMENT NO. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1558

House Bill No. 1350

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. The Tennessee Code Commission is directed to revise the catchline to Section 48-3-521 to read as follows:

Vending Machines or Devices.

SECTION 2. Tennessee Code Annotated 48-3-501(12), is amended by adding the following language:

For purposes of this part, a vending device with multiple dispensing units on a single stand is considered a single vending device.

SECTION 3. Tennessee Code Annotated 48-3-521(a), is amended by deleting the first sentence and substituting instead the following:

Each vendor shall register annually with the secretary of state on forms prescribed by the secretary of state. Each vendor shall as part of its registration pay an annual filing fee of one hundred dollars (\$100) plus one additional dollar for each vending device to the secretary of state.

SECTION 4. Tennessee Code Annotated 48-3-521(a), is amended by deleting subdivision (1) in its entirety and by substituting instead the following:

(1) A vendor who solicits contributions through the sale of goods or services from a vending machine on behalf of a charitable organization shall prominently display the following language on the face of each vending machine:

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For registration information regarding this vendor call 741-2555 (State of Tennessee) or _____ [charity name and phone number].

Every charitable vending device shall contain this language no later than one (1) year from the effective date of this provision.

SECTION 5. Tennessee Code Annotated, Section 48-3-521(a), is amended by deleting subdivision (2) in its entirety.

SECTION 6. Tennessee Code Annotated, Section 48-3-521(a), is amended by deleting subdivision (3) in its entirety and substituting instead the following:

Before a vendor places a vending device, subject to this part, in any location in Tennessee, a vendor shall file a written description of any agreement which may have been entered into between the charitable organization whose name is displayed on the vending device and the vendor. The fixed monthly amount or percentage of sales which the charitable organization shall receive per machine must be clearly disclosed within the agreement submitted to the secretary of state.

SECTION 7. Tennessee Code Annotated, Section 48-3-521(a)(4), is amended by adding the following language at the end of the subdivision:

A vendor shall have a period of one (1) year beginning on July 1, 1995, to file the written business authorization with the secretary of state. For any vending device which is on site at a store, public place, recreational facility, restaurant or any other business location on the effective date of this provision, the requirement of a written business

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authorization shall not apply. Provided, however, a vendor who replaces a vending device or moves a vending device to a new business location is immediately subject to the requirement of providing a written business authorization. A vendor shall file such authorization form no later than July 1, 1996, as provided herein. The secretary of state may accept documentation which provides substantially the same information as the authorization form provided by the secretary of state.

SECTION 8. This act shall take effect on July 1, 1995, the public welfare requiring it.